

From: Mark Rivera
To: Microsoft ATR
Date: 1/23/02 8:51pm
Subject: Opposed. Suggestions...

To whom it may concern,

I am opposed to the settlement set forth.

Most importantly, the proposed settlement does nothing to correct Microsoft's previous actions. There are no provisions that correct or redress their previous abuses. If a person or organization is able to commit illegal acts, benefit from those acts and then receive as a "punishment" instructions that they cannot commit those acts again, they have still benefited from their illegal acts. That is not justice, not for the victims of their abuses and not for the American people.

VERY IMPORTANT --- One remedy in particular I would like to see included: Microsoft should be required to use ONLY standard file formats (like those adopted by the W3C) for all documents generated by its software. This would allow an even playing field for competitors large and small, and not lock consumers in to using Microsoft products due to legacy data. Only then will it truly be, "may the BEST software win", and that benefits everyone.

My views on other aspects are congruent with the December 7, 2001 document provided by Brendan V. Sullivan, Jr. (Bar No. 12757), et al., "Plaintiff Litigating States' Remedy Proposals", and I ask that you consider taking action which is more similar to this in spirit and effect.

Sincerely,
Mark Rivera